

MINUTES
REGULAR WORKSESSION
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
February 16, 2010
5:00 p.m.

CALL TO ORDER

Mayor Nelson called the City Council meeting to order.

Councilmembers Present: Stuart, Mendoza, Beeson, McClendon, Brooks-Gurrola, Johnson and Mayor Krieger
Councilmembers Absent: none
Staffmembers Present: City Administrator, Mark Watson
City Engineer, Paul Brooberg
Police Chief, Jerry Geier
Director of Field Operations, Joel Olea
Utilities Director, Hank Baer
Water/Waste Water Treatment Manager, Cathy Carroll
Executive Director, Yuma Crossing/National Heritage Area, Charles Flynn
Various department heads or their representatives
City Clerk, Brigitta M. Kuiper

I. SUMMARY OF CURRENT EVENTS

Watson reported on several projects coming forward through the Federal agenda:

- Seeking any Federal appropriations associated with the Yuma Wetlands Projects
- Yuma Federal Courthouse
- Call for projects with the Federal Transportation Enhancement Act; transportation funds could be identified for projects associated with the outer loop project.
- Figueroa Water Treatment Plant improvements.

II. REGULAR CITY COUNCIL MEETING AGENDA OF FEBRUARY 17, 2010

McClendon requested discussion on Ordinance O2010-16 Right-of-Way Acquisition: 12th Street - Lots 263 and 264 of Magnolia Village Unit No. 3 and Ordinance O2010-17 Right-of-Way Acquisition: 12th Street - Lot 300 of Magnolia Village Unit No. 3. **Stuart** stated he had questions on Ordinance O2010-18 Right-of-Way Acquisition: Avenue A.

McClendon asked that Brooberg give a briefing of where the funding is coming from for these items. **Brooberg** stated the funding for the lots described in Ordinance O2010-16, Ordinance O2010-17 and Ordinance O2010-18 will come from the City's Bond Transportation Fund. This money is supported by the City's Road Tax. The Transportation Bond proceeds must be used for the purchase of the property fee title for Avenue A and the storm drain easement that runs across the southerly side of the property. **Stuart:** Are there higher priority projects that the City should be using these funds for; for

example, completing the work on 32nd Street and 24th Street? **Brooberg:** The Avenue A project is not low priority and is approximately 80% complete. The acquisition is a necessary component to the project. **Stuart:** Is this also true for Ordinance O2010-16 and O2010-17? **Brooberg:** The 12th Street project has not been designated as a priority project; however, funding approval has been for design and right-of-way acquisition, as the right-of-way comes available. **Stuart** clarified the City's Bond Transportation Fund could be used on 24th and 32nd Street projects. **Brooberg** stated that bond funds can be used on any roadway or drainage project within the City.

Mayor Krieger inquired as to why item B4: Grant Award: Arizona Criminal Justice Commission DUI Abatement Grant is only a 6-month contract. **Geier:** The Police Department set a goal to implement a checkpoint operation; the operation can proceed using these funds. Using the money before the deadline should not be a problem.

Motion Consent Agenda Item B7: Cooperative Purchase Agreement – Slurry Seal Operations

Olea reported this item is a request to utilize Yuma County's Public Works Slurry Seal contract. It is staff's intention to slurry seal approximately 5-miles of roadway. The recent rain makes it imperative to provide some corrective measures to the following roadways:

- Airport Loop; 4th Avenue Extension to 40th Street
- 4th Avenue Ext; 40th Street to Airport Loop
- 40th Street; Avenue A to 4th Avenue Extension
- 24th Street; Araby Road to West City limits
- 32nd Street; Avenue B to Avenue C

Resolution R2010-06: Special Election – Arizona Public Service Company Franchise and Southwest Gas Corporation Franchise Extension

Resolution O2010-20: Special Election – Yuma City Charter, Article XII, Section 2, Local Preference

Kuiper: The Governor signed legislation that would enact a State wide Special Election on May 18, 2010. The City will have two franchise questions and one charter question on this ballot. The State election will not be an all mail ballot; therefore, staff is recommending that the all mail ballot language be removed from the three City ballot questions so that there is no confusion to the voter. Also, the ordinance for local preference will be changed from Proposition 100 to Proposition 400, as the state mandates the Proposition 100 slot.

Beeson: Will there be a cost savings by holding the election with the state? **Kuiper:** The two franchise vendors will split the cost of the election; the City costs will be covered for this election.

Ordinance O2010-19: Wastewater Discharge Local Limits

Baer: Waste water local limits are constituent limits that are placed on our commercial dischargers.

Carroll presented the following to City Council:

What are Local Limits?

- Permissible level of pollution specific for each of the City's wastewater treatment plants.
- Local Limits are numerical discharge limitations for controlling pollutants discharged by industries or other users of the wastewater system
- Applied to commercial and industrial wastewater dischargers only

Why do we have Local Limits?

- 1972 Water Pollution Control Act
- 1977 Clean Water Act
 - EPA developed General Pretreatment Regulations
- 1983 EPA required the City of Yuma to implement an approved Pretreatment Program
 - EPA's goal was to implement wastewater related environmental and safety regulations at a community level
- 1999 ADEQ issued an AZPDES Permit for the Figueroa Water Pollution Control Facility which included a requirement for Site Specific Local Limits as part of the City's approved Pretreatment Program
- 2004 ADEQ required updated Site Specific Local Limits for the Figueroa WPCF which would be written into a renewed AZPDES permit (permit was not issued until 2007)

How much of the wastewater received at the Figueroa Treatment Plant is regulated?

- Commercial and Industrial Wastewater = 8%
 - Domestic Wastewater = 92%

How were Figueroa's Local Limits determined?

- EPA Guidance documents
- AZPDES permit standards
- Arizona Stream Standards
- Site Specific Sampling
 - Industrial and Commercial Users
 - Figueroa Wastewater Treatment Plant
 - Colorado River Sampling
- Biosolids disposal standards
- Involved affected users in the development process

III. YUMA TERRITORIAL PRISON

Flynn updated City Council on the park closure, transition plans and community fundraising efforts.

Arizona State Parks

- State budget deficit has prompted closure of most state parks
- Territorial Prison closing March 29, 2010
- No prospects for re-opening

Proposed Lease and Operating Structure

- Arizona State Parks will lease to the City of Yuma
- City of Yuma will pass operation to the Yuma Crossing National Heritage Area

Finances and Business Operations

- Arrangement will be entirely different from agreement on Quartermaster Depot
- City not in a position to provide financial support
- Heritage Area will be responsible for operations, addressing deficit, and developing a plan for self-sufficiency

Arizona State Parks Deficit (estimated)

- Revenues \$180,000
- Expenses \$320,000
- Deficit \$140,000

How is the Heritage Area going to address the deficit?

- Heritage Area will reduce initial operating costs by \$60,000
 - Revenues \$180,000
 - Expenses \$260,000
 - Deficit \$ 80,000
 - Deferred Maint \$ 20,000
 - Funds Required \$100,000

Plan to Raise \$100,000 by March 29, 2010

- Heritage Area is committing \$50,000 of the funds it receives from the National Park Service
- Heritage Festivals is leading an effort to raise \$50,000
- Community response has been phenomenal.
- Funds raised as of February 12, 2010 = \$23,000

Looking Forward

- Goal is to reduce and hopefully eliminate deficit over next three years
- Creative marketing will increase admission revenues
- Special event opportunities
- Expanded development and promotion of "Prison" merchandise
- Volunteer efforts will reduce costs

Capital Needs

- Significant capital needs for a facility that has been neglected.
- Sally Port needs structural repair and adobe restoration
- Funds will be secured through Federal and (hopefully) State Grants, with community helping on capital fund drives when needed

We will do this because....

- The Yuma community comes together and comes through for important projects
- The City of Yuma is committed to helping when and how it can
- The Heritage Area will re-direct its staff and limited funding to make this happen.
- There is nothing more important for Yuma's Riverfront.

Discussion

Beeson inquired if the current prison staff will still be employed? **Flynn**: As a private non-profit organization, the Heritage Area cannot match the states salary/pension. The Heritage Area plans to move forward with a formal hiring process and encourage all persons with institutional knowledge/experience to apply. **Beeson**: It would be beneficial for the City to retain the staff knowledge if possible. **Flynn**: The Heritage Area will welcome all applicants and is fortunate to have staff that can step in and manage the facility and programming, as well as take care of administrative details.

IV. ADDITIONAL ITEMS FOR POSSIBLE DISCUSSION

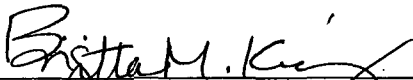
Mayor Krieger noted he welcomed 700 square dancers for the 60th anniversary celebration at the Civic Center. He recognized the group for their efforts at passing the 2% tax to make sure the Civic Center stays open.

Johnson reported on his recent meeting with the Rural Transportation Advocacy Council. It is possible that a bill will be coming forward to extend the State Lottery for 20 years; dedicating the revenue to pay for a \$450 million bond to assist in balancing the state budget. The lottery funds many programs, one being the Transportation Assistance Fund. If this funding is lost, it may have a severe adverse impact on all transit operations in rural areas, including Yuma.

Mayor Krieger reported he will be attending a meeting at the invitation of Governor Brewer on the Centennial Summit.

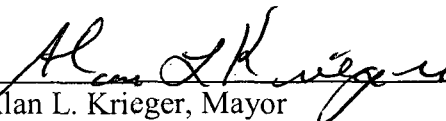
V. ADJOURNMENT/EXECUTIVE SESSION

Mayor Krieger adjourned the meeting at 5:35 p.m. No Executive Session was held.



Brigitta M. Kuiper, City Clerk

APPROVED:



Alan L. Krieger, Mayor

